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# HOUSE CONCURRENT RESOLUTION

REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO  
DESIGNATE THE AHUPUAA OF MUOLEA AS A COMMUNITY-BASED  
SUBSISTENCE FISHING AREA.

1           WHEREAS, the ahupuaa of Muolea is located in the district  
2 of Hana on the southeast coast of the island of Maui, between  
3 the town of Hana and Kipahulu; and

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5           WHEREAS, the offshore waters of the ahupuaa of Muolea have  
6 always been an important subsistence fishery resource for native  
7 Hawaiians and local families inhabiting the ahupuaa; and

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9           WHEREAS, the Hana Highway that traverses the ahupuaa brings  
10 many visitors through the ahupuaa on the way to the popular  
11 Seven Pools at Kipahulu; and

12  
13           WHEREAS, this influx of visitors, both local and off-  
14 island, has resulted in a growing problem of the indiscriminate  
15 taking of aquatic resources resulting in a depletion of the fish  
16 and other aquatic stocks and the degradation of the coral reef  
17 habitats in the area; and

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19           WHEREAS, the depletion of the fish and other aquatic stocks  
20 have had a major negative impact on the subsistence of the  
21 inhabitants of the ahupuaa; now, therefore,

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23           BE IT RESOLVED by the House of Representatives of the  
24 Twenty-third Legislature of the State of Hawaii, Regular Session  
25 of 2006, the Senate concurring, that the Department of Land and  
26 Natural Resources (DLNR) is requested to establish a community-  
27 based subsistence fishing area, comprised of all state waters  
28 contiguous to the ahupuaa of Muolea; and



1 BE IT FURTHER RESOLVED that DLNR, in establishing the  
2 Muolea community-based subsistence fishing area, is strongly  
3 requested to give consideration to the input of the community;  
4 and

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6 BE IT FURTHER RESOLVED that DLNR, in continuing  
7 consultation with as broad based a group of ahupuaa inhabitants  
8 as possible, is requested to consider the adoption of rules for  
9 the Muolea community-based subsistence fishing area, to include  
10 but not be limited to:

- 11  
12 (1) A determination of fishing practices that are  
13 customarily and traditionally exercised for purposes  
14 of native Hawaiian subsistence, culture, and religion  
15 in the fishing area;  
16  
17 (2) A management plan containing a description of specific  
18 activities and types of equipment that can be  
19 conducted, used, or prohibited in the fishing area,  
20 including evaluation and monitoring processes and  
21 methods of funding and enforcement;  
22  
23 (3) Limits on the harvest of aquatic life, as those terms  
24 are defined in section 187A-1, Hawaii Revised  
25 Statutes, in the fishing area;  
26  
27 (4) The establishment of no harvesting or limited  
28 harvesting zones within the fishing area without  
29 depriving ahupuaa inhabitants of access to traditional  
30 sources of subsistence;  
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32 (5) A process for the expansion of the fishing area to  
33 include neighboring ahupuaa; and  
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35 (6) Any other regulations or restrictions that the  
36 inhabitants of the ahupuaa of Muolea may recommend;

37  
38 and

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40 BE IT FURTHER RESOLVED that DLNR is requested to submit a  
41 report on its efforts to establish the Muolea community-based  
42 subsistence fishing area no later than 20 days prior to the  
43 convening of the Regular Session of 2007; and



1 BE IT FURTHER RESOLVED that certified copies of this  
2 Concurrent Resolution be transmitted to the Chairperson of the  
3 Board of Land and Natural Resources and Mayor and Chairperson of  
4 the Council of the County of Maui.

